IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

WP(C).No. 839 of 2007(Y)

PETITIONER:

SANTHIGIRI ASRAMAM, REPRESENTED BY ITS GENERAL SECRETARY SWAMI CHAITHANYA JNANA THAPASWI, SANTHIGIRI P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.N.SUKUMARAN
SRI.S.SHYAM
SRI.N.K.KARNIS
SMT.PARVATHY ANIL

RESPONDENTS:
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1. **MR.M.A. SHUKKOOR, SECRETARY, POTHENCODE UNIT OF A.I.T.U.C. SAMYUKTHA CHUMATTU THOZHILALI UNION OFFICE, POTHENCODE P.O., THIRUVANANTHAPURAM.**

2. **MR.R. MOHAN NAIR, CONVENOR, POTHENCODE UNIT OF C.I.T.U. SAMYUKTHA CHUMATTU THOZHILALI UNION OFFICE, POTHENCODE P.O., THIRUVANANTHAPURAM.**

3. **MR.P. MOHANAN NAIR, SECRETARY, POTHENCODE UNIT OF I.N.T.U.C., DO. DO.**

4. **MR. K. SREEDHARAN NAIR, SECRETARY, POTHENCODE UNIT OF B.M.S., DO. DO.**

5. **DEPUTY SUPERINTENDENT OF POLICE, ATTINGAL.**

6. **CIRCLE INSPECTOR OF POLICE, KAZHAKKOOTTAM, THIRUVANANTHAPURAM.**

7. SUB INSPECTOR OF POLICE,
MANGALAPURAM, THIRUVANANTHAPURAM.

8. SUB INSPECTOR OF POLICE,
POTHENCODE, THIRUVANANTHAPURAM.

9. STATE OF KERALA, REPRESENTED BY ITS
SECRETARY TO HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).839/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE LICENCE ISSUED BY THE POTHENCODE GRAMA PANCHAYATH DATED 12.5.2006 BEARING NO.B1-134/24/2006-07.

EXT.P2: COPY OF THE REGISTRATION CERTIFICATE ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM DATED 16.10.2006 BEARING NO.B.821/06.

EXT.P3: COPY OF THE IDENTITY CARD ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM IN THE NAME OF SRI.M.SAJEEV BEARING NO.P.01.05.5.2006.

EXT.P4: COPY OF THE IDENTITY CARD ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM IN THE NAME OF SRI.G.S.MANJITH BEARING NO.P.01.05.03.2006.

EXT.P5: COPY OF THE IDENTITY CARD ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM IN THE NAME OF SRI.R.DINAKARAN BEARING NO.P.01.05.03.2006.

EXT.P6: COPY OF THE IDENTITY CARD ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM IN THE NAME OF SRI.P.E.MOHANAN BEARING NO.P.01.05.02.2006.

EXT.P7: COPY OF THE IDENTITY CARD ISSUED BY THE ASST.LABOUR OFFICER, KAZHAKKOOTTAM IN THE NAME OF SRI.S.SREEKUMAR BEARING NO.P.01.05.01.2006.

EXT.P8: COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER BEFOR THE 6TH RESPONDENT DATED 9.11.2006.

EXT.P8(A): COPY OF THE RECEIPT IN ACCEPTING EXT.P8 BY THE 6TH RESPONDENT DATED 9.11.2006.

EXT.P9: COPY OF THE ORDER OF THE HON'BLE HIGH COURT OF KERALA IN W.P.(C).30256/2006 DATED 16.11.2006.

EXT.P9(A): COPY OF THE JUDGMENT DATED 11.12.2006 IN W.P.(C). 30256/2006 OF THE HON'BLE HIGH COURT OF KERALA.

EXT.P10: COPY OF THE ORDER DATED 13.11.2006 OF THE DISTRICT LABOUR OFFICER, THIRUVANANTHAPURAM BEARING NO.G(2)4949/2006.

EXT.P11: COPY OF THE ORDER OF THE HON'BLE HIGH COURT OF KERALA I W.P.(C).31741 OF 2006 DATED 16.11.2006.

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EXT.P12: COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE 5TH RESPONDENT DATED 1.12.2006.

EXT.P13: COPY OF THE RECEIPT ACCEPTING EXT.P12 BY THE 5TH RESPNDENT DATED 2.12.2006.

EXT.P14: COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE 8TH RESPONDENT DATED 4.1.2007.

/TRUE COPY/

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

W.P.(C).NO.839 OF 2007 (Y)

Dated this the 22nd day of January, 2007

J U D G M E N T

KOSHY,J.

This is a petition for police protection. An interim order was granted on 9.1.2007. Despite service of notice no counter is filed. In the above circumstances, the interim order dated 9.1.2007, is made absolute without prejudice to the labour disputes that can be raised by the workers or unions. With the above directions this writ petition is disposed of.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

O.P.NO. OF 2006 ()

J U D G M E N T

1th January, 2007